

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

RICHARD LOWERY, on behalf of
himself and others similarly situated,

Plaintiff,

v.

TEXAS A&M UNIVERSITY; M.
KATHERINE BANKS, in her official
capacity as President of Texas A&M
University; ALAN SAMS, in his official
capacity as Interim Provost and Vice
President for Academic Affairs for Texas
A&M University; ANNIE S.
MCGOWAN, in her official capacity as
Vice President and Associate Provost for
Diversity at Texas A&M University; and
N.K. ANAND, in his official capacity as
Vice President for Faculty Affairs at
Texas A&M University,

Defendants.

Civil Action No. 4:22-cv-3091

**SECOND DECLARATION OF M. CARTER CROW
IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED COMPLAINT**

I, M. Carter Crow, declare as follows:

My name is M. Carter Crow. I am a partner at Norton Rose Fulbright US LLP, attorneys of record for Defendants in the above-captioned action. I have personal knowledge of the facts stated herein and, if called as a witness, I could and would testify competently thereto.

1. Exhibit 10 to this Declaration is a true and correct copy of a declaration and accompanying exhibit filed by Plaintiff Richard Lowery in the case captioned *Lowery v. Mills et al.*, No. 1:23-cv-00129, in the United States District Court for the Western District of Texas on February 17, 2023. These filings are publicly accessible via PACER.

2. Exhibit 11 to this Declaration is a true and correct copy of a declaration filed by Plaintiff Richard Lowery in the case captioned *Lowery v. Mills et al.*, No. 1:23-cv-00129, in the United States District Court for the Western District of Texas on March 21, 2023. This filing is publicly accessible via PACER.

I declare under penalty of perjury that the foregoing is true and correct. Executed
on March 27, 2023 in Houston, Texas.



M. Carter Crow